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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
FOLKSAMERICA REINSURANCE COMPANY
as successor in interest to CHRISTIANIA
GENERAL INSURANCE COMPANY
OF NEW YORK,

Plaintiff,

- against -

CLEAN WATER OF NEW YORK, INC.,

Defendant.
-----X

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P.M. _____
TIME A.M. _____

2002 Civ. 3584 (FB) (CP)

**STIPULATION
AND ORDER OF
DISCONTINUANCE**

PLEASE TAKE NOTICE, that the undersigned parties, having appeared in the above-entitled action and settlement having been effected between the parties,

IT IS HEREBY STIPULATED AND AGREED, pursuant to Rule 41, Federal Rules of Civil Procedure, and all parties hereby consent that this action, together with all claims and counterclaims, be and hereby are discontinued, with prejudice, and without costs or attorneys fees to any party.

By: *James E. Mercante*
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MAHONEY & KEANE LLP
Attorneys for Defendant

By: *Cornelius A. Mahoney* *by whom*
Cornelius A. Mahoney (CM 9171) *per felyxx*
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S O R D E R E D :

U.S.D.J. *7/25/05*

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July 22, 2005

Via Hand Delivery

Honorable Frederic Block
United States District Judge
United States Courthouse
225 Cadman Plaza East, Room 538
Brooklyn, New York 11201

Re: Folksamerica Reinsurance Company
as successor in interest to Christiania General
Insurance Company of New York
v. Clean Water of New York, Inc.
Civil Action No. 2002 Civ. 3584 (FB)

Dear Judge Block:

This is to advise that the parties to the captioned litigation settled and electronically filed the enclosed Stipulation and Order of Discontinuance on this date. A courtesy copy of the Stipulation and Order of Discontinuance is enclosed.

Respectfully,



James E. Mercante

JEM/sr
Encl.

cc: *Via Hand Delivery*
Honorable Cheryl L. Pollak
United States Magistrate Judge
United States Courthouse
225 Cadman Plaza East, Room 538
Brooklyn, New York 11201
(w/Encl.)

cc: *Via Telefax (212) 385-1605*
Cornelius A. Mahoney, Esq.
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(w/Encl.)